

**SEALED**

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

**FILED**

2016 MAY 18 PM 2: 04

UNITED STATES OF AMERICA,

Plaintiff,

v.

THEODORE EDWARD DEAUBREY,

Defendant.

) CRIMINAL NO. **SA 16 CR 0365**  
)  
) BY **OG**  
) **INDICTMENT**  
) [In violation of:  
) 18 U.S.C. § 2252A(a)(2)  
) Distribution of Child Pornography;  
) Receipt of Child Pornography;  
) 18 U.S.C. § 2252A(a)(5)(B)  
) Possession of Child Pornography]

**THE GRAND JURY CHARGES:**

**COUNT ONE**

[18 U.S.C. § 2252A(a)(2)]

On or about April 10, 2015, within the Western District of Texas, the Defendant,

**THEODORE EDWARD DEAUBREY,**

did knowingly distribute any child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), that has been shipped or transported using any means or facility of interstate and foreign commerce,

All in violation of Title 18, United States Code, Section 2252A(a)(2).

**COUNT TWO**

[18 U.S.C. § 2252A(a)(2)]

On or about January 9, 2016, within the Western District of Texas, the Defendant,

**THEODORE EDWARD DEAUBREY,**

did knowingly receive any child pornography, as defined in Title 18, United States Code, Section 2256(8)(A), that has been shipped or transported using any means or facility of interstate and foreign commerce,

All in violation of Title 18, United States Code, Section 2252A(a)(2).

**COUNT THREE**

[18 U.S.C. § 2252A(a)(5)(B)]

On or about January 15, 2016, within the Western District of Texas, the Defendant,

**THEODORE EDWARD DEAUBREY,**

did knowingly possess material, specifically a Generic G Skill Computer Case, housing a Western Digital WDIOEZEX hard drive, which contains an image of child pornography, as defined in Title 18, United States Code, Section 2256(8), that involved a prepubescent minor, or a minor that had not attained 12 years of age, and which had been shipped and transported using any means and facility of interstate and foreign commerce,

All in violation of Title 18, United States Code, Section 2252A(a)(5)(B).

**NOTICE OF UNITED STATES OF AMERICA'S DEMAND FOR FORFEITURE**

[Title 18 U.S.C. §§ 2252A(a)(2), (a)(5)(B), and (b), subject to forfeiture pursuant to Title 18 U.S.C. § 2253(a). *See* Fed. R. Crim. P. 32.2]

As a result of the foregoing criminal violations set forth above, the United States of America gives notice to Defendant, **THEODORE EDWARD DEAUBREY**, of its intent to seek the forfeiture of the below described property upon conviction and pursuant to Fed. R. Crim. P. 32.2 and Title 18 U.S.C. §§ 2253(a)(1), (2), and (3), which states:

**Title 18 U.S.C. § 2253. Criminal forfeiture**

**(a) Property subject to criminal forfeiture.**-A person who is convicted of an offense under this chapter involving a visual depiction described in section . . . 2252 . . . of this chapter . . . shall forfeit to the United States such person's interest in-

(1) any visual depiction described in section . . . 2252 . . . of this chapter, or any book, magazine, periodical, film, videotape, or other matter which contains any such visual depiction, which was produced, transported, mailed, shipped or received in violation of this chapter;

(2) any property, real or personal, constituting or traceable to gross profits or other proceeds obtained from such offense; and

(3) any property, real or personal, used or intended to be used to commit or to promote the commission of such offense or any property traceable to such property.

A TRUE BILL.

  
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FOREPERSON OF THE GRAND JURY

RICHARD DURBIN  
UNITED STATES ATTORNEY

BY: *Tracy Thompson*  
TRACY THOMPSON  
Assistant United States Attorney